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## FACSIMILE TRANSMITTAL SHEET

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|---------------------------|-------------------------------------|
| TO:                       | FROM:                               |
| Examiner Min Jung         | Benjamin S. Withrow, Esq.           |
| COMPANY:                  | DATE:                               |
| USPTO - Art Unit 2663     | 12/21/0412/21/2004                  |
| FAX NUMBER:               | TOTAL NO. OF PAGES INCLUDING COVER: |
| 703-872-9306              | 20                                  |
| PHONE NUMBER:             | SENDER'S REFERENCE NUMBER:          |
|                           | 7000-413                            |
| RE:                       | YOUR REFERENCE NUMBER:              |
| Response to Office Action | 09/749,594                          |

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ ORIGINAL TO FOLLOW

## NOTES/COMMENTS:

Please find attached the following item(s):

- 1) Response to the Office Action Mailed September 3, 2004 (18 pages);
- 2) Credit Card Payment Form (1 page).

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Steven Rhodes  
Serial No. 09/749,594  
Filed: 12/28/2000  
For: **SCALABLE SWITCH**

Examiner: Jung, Min  
Art Unit: 2663

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO THE OFFICE ACTION MAILED SEPTEMBER 3, 2004**

In response to the Office Action mailed September 3, 2004, Applicant offers the following amendments and remarks. Applicant requires a one month extension of time and requests that the Patent Office consider this a petition for the same. Applicant encloses a Credit Card Payment Form in the amount of \$120.00 to pay for the one month extension of time. If any additional fees are required in association with this response, the Director is hereby authorized to charge them to Deposit Account 50-1732, and consider this a petition therefor.

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